

Appl. No. 10/790,955  
Reply dated November 6, 2008  
Reply to Office Action mailed August 6, 2008

REMARKS

In response to the double patenting rejection, Applicant is submitting herewith a terminal disclaimer that overcomes this rejection.

In response to the non-statutory subject matter rejection under 35 USC 101, claims 16-18 now recite a data structure embodied in a computer readable medium which is statutory and the rejection should be withdrawn.

CONCLUSION

In view of the above, it is respectfully submitted that Claims 4-12 and 16-18 are allowable over the prior art cited by the Examiner and early allowance of these claims and the application is respectfully requested.

The Examiner is invited to call Applicant's attorney at the number below in order to speed the prosecution of this application.

The Commissioner is authorized to charge any deficiencies in fees and credit any overpayment of fees to Deposit Account No. 07-1896.

Respectfully submitted,

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Dated: November 6, 2008

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